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12                    **UNITED STATES DISTRICT COURT**  
13                    **DISTRICT OF NEVADA**

14                    George Race,

15                    Plaintiff,

16                    v.

17                    Resurgent, Capital Services, LP dba  
18                    Capital Portfolio Services, LLC, dba  
19                    Capital Portfolio Group, LLC, and  
20                    Northeast Capital, LLC,

21                    Defendants.

22                    Case No.: 2:24-cv-02286-JCM-DJA

23                    **Discovery Plan and Scheduling**  
24                    **Order Submitted in Compliance**  
25                    **with LR 26-1(b)**

1 On January 24, 2025, Resurgent, Capital Services, LP appeared in this case  
2 and the Court set a deadline to file a proposed discovery plan and scheduling order  
3 by March 10, 2025. Accordingly, George Race and Resurgent, Capital Services, LP  
4 (collectively as the “Parties”), by and through their respective counsel, hereby  
5 submit this Joint Discovery Plan and Scheduling Order. The parties will require 180  
6 days of discovery measured from the date that Resurgent, Capital Services, LP filed  
7 its answer to Plaintiff’s complaint.

10 **DISCOVERY PLAN**

11 The parties propose the following discovery plan and scheduling order:

- 12 1. Initial disclosures ..... March 25, 2025  
13 2. Amend pleadings and add parties .. April 24, 2025  
14 3. Expert disclosures (initial): ..... May 26, 2025  
15 4. Expert disclosures (rebuttal): ..... June 23, 2025  
16 5. Discovery cutoff date: ..... July 23, 2025  
17 6. File Dispositive motions: ..... September 22, 2025  
18 7. Pretrial order ..... October 22, 2025

19 In the event that dispositive motions are filed, the date for filing the joint  
20 pretrial order shall be suspended until **30 days after** decision on the dispositive  
21 motions or until further order of the court.

22 Pretrial Disclosures: The disclosures required by Rule 26(a)(3), and any  
23 objections thereto, shall be included in the joint pretrial order.

1           Extensions or Modifications of the Discovery Plan and Scheduling Order:

2 Applications to extend any date set by the discovery plan, scheduling order, or other  
3 order must comply with the Local Rules.  
4

5           Protective Order: The parties may seek to enter a stipulated protective order  
6 pursuant to Rule 26(c) prior to producing any confidential documents.  
7

8           Electronic Service: The parties agree that pursuant to Rules 5(b)(2)(E) and  
9 6(d) of the Federal Rules of Civil Procedure any pleadings or other papers may be  
10 served by sending such documents by email.  
11

12           Alternative Dispute Resolution Certification: The parties certify that they met  
13 and conferred about the possibility of using alternative dispute-resolution processes  
14 including mediation, arbitration, and early neutral evaluation. The parties have not  
15 reached any stipulations at this stage.  
16

17           Alternative Forms of Case Disposition Certification: The parties certify that  
18 they considered consent to trial by a magistrate judge under 28 U.S.C. § 636(c) and  
19 Fed. R. Civ. P. 73 and the use of the Short Trial Program (General Order 2013-01).  
20 The parties have not reached any stipulations at this stage.  
21

22           Electronically Stored Information: The parties have discussed the retention  
23 and production of electronic data. The parties agree that service of discovery by  
24 electronic means, including sending original electronic files by email or on a cd is  
25 sufficient. The parties reserve the right to revisit this issue if a dispute or need arises.  
26  
27

1           Electronic evidence conference certification: The parties further intend to  
2 present evidence in electronic format to jurors for the purposes of jury deliberations  
3 at trial. The parties discussed the presentation of evidence for juror deliberations but  
4 did not reach any stipulations as to the method as this early stage.  
5

6           Dated: February 20, 2025.  
7

8           **FREEDOM LAW FIRM**

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19          *Counsel for Resurgent, Capital Services, LP*

## **SCHEDULING ORDER**

The above-set stipulated Discovery Plan of the parties shall be the Scheduling Order for this action pursuant to Federal Rule of Civil Procedure 16(b) and Local Rule 16-1.

## IT IS SO ORDERED:

DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE

DATED: 2/24/2025